

BRYAN CITY COUNCIL

APRIL 6, 2020

Council President F. John Betts opened the meeting via teleconference with the following members present via teleconference: Jim Kozumplik, Mary Leatherman, Judith Yahraus, and Richard Hupe. Also present in the Council Chambers were: Mayor Carrie Schlade and City Clerk-Treasurer Laura Rode. Other City employees participating via teleconference include: City Attorney Rhonda Fisher, Police Chief Christopher Chapa, Street Commissioner Tyson Engstrom, Wastewater Superintendent Wes Wygant, Fire Chief Bruce Siders, Parks and Recreation Director Benjamin Dominique, City Engineer Brian Wieland, and Eric Herman Local Programming and Production Lead.

Council President Betts addressed the first order of business which was attending the Open Meetings via teleconference/videoconference. Ohio Sub. House Bill 197 was passed by the Ohio Legislature and signed by Governor DeWine on March 27, 2020. The bill created Section 121.221 of the Ohio Revised Code to authorize public bodies to meet via teleconference and videoconference during a public health state of emergency, as declared by the Governor, until December 31, 2020.

In light of the COVID-19 crisis and the state of emergency as declared by Governor DeWine and Mayor Schlade, he asked for a motion to supersede and expand the provisions of the Bryan Municipal Code, Section 3.09, which allows for incorporation of State law changes, and follow the law as passed allowing for all public meetings of the City of Bryan/Bryan Municipal Utilities to be conducted by teleconference or videoconference as provided under Ohio House Bill 197. Further that any formal action taken by way of motion, resolution, or ordinance shall be given the same force and effect as if the meeting were held under a traditional open meeting under the Ohio Revised Code and the Bryan City Code.

Ms. Leatherman moved, Mr. Hupe seconded, that as a state of emergency was declared by Governor DeWine and Mayor Schlade to supersede and expand the provisions of the Bryan Municipal Code, Section 3.09, which allows for incorporation of State law changes, and follow Ohio House Bill 197 as passed by the Ohio Legislature allowing for all public meetings of the City of Bryan/Bryan Municipal Utilities to be conducted by teleconference or videoconference as provided under Ohio House Bill 197. Further that any formal action taken by way of motion, resolution, or ordinance shall be given the same force and effect as if the meeting were held under a traditional open meeting under the Ohio Revised Code and the Bryan City Code. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Ms. Leatherman seconded, to approve the minutes from the March 2, 2020, Regular Meeting and the March 5, 2020, Special Meeting as written. Roll call vote: all ayes; nays, none. Motion carried.

Bryan citizen Jim Livengood called in to ask why people are congregating within the social distancing/six (6) foot parameters outlined by Governor DeWine. Discussion was held with Mayor Schlade responding that persons living within the same household are permitted to be within closer proximity while others are not. She further indicated that the Williams County Health Department would be issuing a new order regarding this very issue in the near future.

Mr. Kozumplik moved, Ms. Leatherman seconded, to approve the Clerk-Treasurer's report for the month ending February 29, 2020, as submitted by Clerk-Treasurer Rode. Roll call vote: all ayes; nays, none. Motion carried

Ordinance No. 11, 2020, titled,

AN ORDINANCE TO AUTHORIZE THE PURCHASE OF SODIUM CHLORIDE (ROAD SALT) FROM THE OHIO DEPARTMENT OF TRANSPORTATION, THROUGH THE STATE PURCHASING PROGRAM FOR THE (020-21) WINTER SEASON.

was presented and read by title only. Street Commissioner Engstrom detailed the request to authorize the purchase of road salt for the 2020-2021 winter season through the State Purchasing Program.

Mr. Hupe moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 11, 2020, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Ms. Leatherman seconded, to pass Ordinance No. 11, 2020. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 12, 2020, titled,

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH HOHENBRINK EXCAVATING FOR THE PROJECT KNOWN AS "2020 STREET IMPROVEMENT OF MAYBERRY DRIVE FROM YMCA ENTRANCE TO CENTER STREET, BRYAN, OHIO"

was presented and read by title only. City Engineer Wieland requested that Council approve entering into a contract with Hohenbrink Excavating for \$364,312.62 for the Mayberry Drive street improvement project from the YMCA entrance to Center Street. He added that two (2) bids had been received and that the project was tentatively scheduled to begin mid-July. Further discussion was held.

Mrs. Yahraus moved, Mr. Hupe seconded, to suspend the reading of Ordinance No. 12, 2020, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Ms. Leatherman moved, Mrs. Yahraus seconded, to pass Ordinance No. 12, 2020. Roll call vote: all ayes; nays, none. Motion carried.

Resolution No. 17, 2020, titled,

A RESOLUTION RATIFYING THE AGREEMENT BETWEEN THE CITY OF BRYAN AND THE OHIO PATROLMEN BENEVOLENT ASSOCIATION DETECTIVES AND PATROL OFFICERS AND BETWEEN THE CITY OF BRYAN AND THE OHIO PATROLMEN BENEVOLENT ASSOCIATION SERGEANTS AND LIEUTENANTS AND DECLARING AN EMERGENCY.

was presented and read by title only. Mayor Schlade asked that Council approve to ratify a three (3) year agreement between the City of Bryan and the Ohio Patrolmen Benevolent Association Detectives and Patrol Officers and between the City of Bryan and the Ohio Patrolmen Benevolent Association Sergeants and Lieutenants. Further discussion was held.

Mr. Kozumplik moved, Mr. Hupe seconded, to suspend the reading of Resolution No. 17, 2020, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mrs. Yahraus moved, Ms. Leatherman seconded, to pass Resolution No. 17, 2020. Roll call vote: all ayes; nays, none. Motion carried.

Parks and Recreation Director Dominique requested to hire John Hall and Kyle Rupp as seasonal part time employees for the Parks and Recreation Department.

Mr. Hupe moved, Mr. Kozumplik seconded, to approve hiring John Hall and Kyle Rupp as seasonal part time employees for the Parks and Recreation Department at a rate of \$12.00 per hour and \$8.70 per hour, respectively. Roll call vote: all ayes; nays, one. Motion carried.

Parks and Recreation Director Dominique requested to have Dennis Harrison and Erica Lewis serve on the Bryan City Tree Commission filling the seats left vacant by Vilinda Lemons and Phil Fix.

Mr. Kozumplik moved, Mrs. Yahraus seconded, to have Dennis Harrison and Erica Lewis serve on the Bryan City Tree Commission. Roll call vote: all ayes; nays, none. Motion carried.

Fire Chief Siders requested that Probation Volunteer Firefighters Kara Bok, William Douglas, and Zakaree Merschorf be reclassified as they have completed the Firefighter 1 certification effective March 23, 2020.

Mr. Hupe moved, Mr. Kozumplik seconded, to reclassify Probation Volunteer Firefighters Kara Bok, William Douglas, and Zakaree Merschorf as they have completed the Firefighter 1 certification effective March 23, 2020, taking them from \$8.70 per hour to \$9.75 per hour. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade informed Council of a notification from the Ohio Division of Liquor Control to change the name of a liquor permit holder from AMV Holding LLC, DBA Bryan Shell to MMG Sunrise LLC.

Mr. Kozumplik moved, Mrs. Yahraus seconded, to not request a hearing with the Ohio Division of Liquor Control on a liquor permit name change from AMV Holding LLC, DBA Bryan Shell to MMG Sunrise LLC. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade informed Council that Bryan was awarded to be a 2019 Tree City USA and received a Growth Award for its commitment to effective urban forest management.

Council President Betts initiated discussion regarding how the economic slow-down could impact the City as well as what means are being utilized to assist struggling businesses. It was noted that projections are still early as the impact cannot be determined until the longevity of the crisis is known. Mayor Schlade shared several of the tools available to local businesses to lessen the impact during this downturn.

Council members shared their appreciation of all required to continue working through the national COVID-19 pandemic and expressed the importance of social distancing.

City Attorney Fisher reminded the public that complaints regarding social distancing need to be turned into the Williams County Health Department, but requested all follow the social distancing guidelines. She also commented about small businesses with regard to the Payroll Protection Act and other assistance measures.

Mayor Schalde requested the Council consider changing the time of the Regular Council Meetings from 7:00 p.m. to 5:00 p.m. to allow overnight sanitizing of the City building during the COVID-19 pandemic. Further discussion was held.

Mrs. Yahraus moved, Ms. Leatherman seconded, to hold Regular Council Meetings at 5:00 p.m. versus 7:00 p.m. during the COVID-19 pandemic. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade reiterated the need to maintain social distancing and instructed citizens to abide by Governor DeWine's orders. Further discuss was held.

Council President Betts reminded anyone who still hasn't voted to contact the Williams County Board of Elections as the voting process is still on-going in Ohio.

Mr. Hupe moved, Mr. Kozumplik seconded, to adjourn the meeting. Roll call vote: all ayes; nays, none. Motion carried.

President of Council

Clerk-Treasurer